REMARKS

Claims 1, 3, 4, 8 and 21-24 were amended to clarify the claimed invention. Claim 2 was cancelled without prejudice. Therefore, claims 1 and 3-24 are now pending in this application. All claims stand rejected over Holtz (U.S. Patent No. 6,760,916) as anticipated under 35 U.S.C. § 102(e). Applicant traverses the rejection and requests reconsideration of the application as amended.

The Office Action rejects claims 1-24 as anticipated, based on Holtz. Applicant submits that the reliance on Holtz is misplaced and that the rejection is thus improper. In particular, claims 1, 10 and 17 are rejected as anticipated. Claim 1 as originally filed claimed:

> 1.   A method of enhancing a media file with intrinsic supplementary content, comprising:
> obtaining a compressed main content media file; and
> combining supplementary content with the media file to create a compressed unitary media file with supplementary content.

Claim 10 as originally filed claimed:

> 10.   A method comprising:
> receiving a media file;
> receiving a first supplemental media file; and
> combining the media file with the first supplemental media file to form a combined media.

Thus, both claims 1 and 10 require that two or more files be combined into a single file. The Office Action suggests that Holtz teaches this at col. 3, lines 40-67, col. 4, lines 1-45 and col. 8, lines 10-60. However, a review of Holtz reveals that it teaches no such thing. Rather, Holtz teaches use of an asx file, which is described as a text file with pointers to various individual files. See Holtz at col. 8, lines 63-65 (script can be a pointer to a media file), col. 9, lines 9-20 (the asx file provides a list of files to be played, and the asx file plays each file requested). This stands in stark contrast to the claimed requirement of actually combining multiple media files to create a combined media file. Holtz does not combine files, but rather creates a master file with pointers to the original files. What

Holtz does is potentially effective in terms of saving storage space on a server, by not copying files unnecessarily, the claimed invention operates differently by copying data from files into a new file as claimed. Thus, Holtz cannot be said to anticipate the claims in question. Similar statements can be made with regard to independent claims 17 and 20.

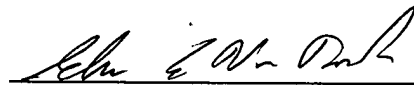Claims 2-9, 11-16, 18, 19 and 21-24 each depend from an allowable independent claim, and are also allowable.

Additionally, Applicant has amended claims 1, 3, 4, 8 and 21-24 to further clarify the claimed invention. Claim 1 now includes requirements related to decompressing a main file, combining the main file with multiple supplemental files, compressing the combined file, and streaming the new compressed file. Each of these requirements are described and illustrated in the application as filed, and further clarify the claimed invention. No new matter has been added.

CONCLUSION

Applicant believes that all pending claims are patentable, and respectfully requests an early Notice of Allowance. Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

Respectfully submitted,

Date: April 28, 2011

Glenn E. Von Tersch
Registration No. 41,364

Correspondence Address:
Customer No. 45965
Telephone: 650-293-3352